IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

Writ Petition No.3155 of 1999

Shri Jaikishin Ramchand Khiani Petitioner

Vs.

Assodomal H. Mirchandani
since deceased by is heir and L.R.:

Mrs.Mohini A. Mirchandani
since deceased by her heirs & LRs

1.Usha Assodomal Mirchandani alias
Ms.Misha A. Mirchandani
2. Ms.Asha A. Mirchandani Respondents

Mr.A.K.Abhyankar for petitioner.
Ms.Rita Bhatra for respondents.

CORAM: B.H.MARLAPALLE, J.

June 27, 2007.

P.C.

. The parties have settled the disputes which are the subject matter of this petition and the Consent Terms signed by them along with their respective Advocates have been placed on record. The suit house has been sold for an amount of

Rs.2,60,00,000/- (Rupees two crores and sixty lakhs) and out of the said sale proceeds an amount of Rs.80,00,000/- (Rupees eighty lakhs) is agreed to be given to the petitioner in lieu of his vacating the possession. The Pay Order drawn in favour of G.R. Khiani, the power of attorney holder of the petitioner, for an amount of Rs.80,00,000/- (Rupees eighty lakhs) is placed before me and the said power of attorney of the petitioner has handed over the vacant and peaceful possession of the suit flat today at 4 p.m. to the respondents who have already acknowledged the possession by signing the possession receipt. The said power of attorney of the petitioner as well as the respondents are present before the Court and the pay order for an amount of Rs.80,00,000/- (Rupees eighty lakhs) is handed over to the power of attorney holder of the petitioner in the Court.

. The Consent Terms are taken on record and marked as Annexure "A" and the possession receipt is taken on record and marked as Annexure "B" for identification.

. The learned counsel for the parties,

therefore, pray for disposing off the petition in terms of the Consent Terms.

. Prayer granted and the petition is disposed off in terms of the Consent Terms.

(B.H.MARL